

REMARKS / ARGUMENTS

Claims 18-21, 33-37 and 39-40 are pending in the instant application. Claims 3, 22-25, 38 and 41 have been previously cancelled. Claims 1-2, 4-17, 26-32 and 42-49 have been withdrawn due to allegedly being directed to a non-elected invention.

Claims 18, 33, 36 and 39 have been amended in accordance with Examiner's proposed amendments, which were faxed to the Applicant on 2/23/2011 in order to place the claims in condition for allowance.

Pending claims 18-21, 33-37 and 39-40 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 36 of the allowed co-pending application 12/480,637 ("Elzur").

I. Applicant's Interview with the Examiner on 2/23/2011

The Examiner and the Applicant had conducted a telephone interview on February 23, 2011 to discuss the Examiner's proposed amendments to place the pending claims in condition for allowance. Subsequent to the phone interview, the Examiner had faxed to the Applicant the proposed amendments to independent claims 18, 33, 36 and 39 for review, along with a request for filing a terminal disclaimer to overcome an alleged double patenting issue with an allowed co-pending application 12/480,637 ("Elzur").

The Applicant had replied by fax on February 23, 2011 to accept the proposed Examiner's amendments. The Applicant is now filing an interview response to incorporate the Examiner's amendments into independent claims 18, 33, 36 and 39. Concurrently, the Applicant is also filing a terminal disclaimer to overcome the double patenting issue with the allowed co-pending application 12/480,637 ("Elzur").

It is the Applicant's understandings that pending claims 18-21, 33-37 and 39-40 are now in condition for allowance.

The Applicant reserves the right to argue additional reasons beyond those set forth herein to support the allowability of claims 18-21, 33-37 and 39-40, should such a need arise.

CONCLUSION

Based on at least the foregoing, the Applicant believes that all pending claims 18-21, 33-37 and 39-40 are in condition for allowance. If the Examiner disagrees, the Applicant respectfully requests a telephone interview, and requests that the Examiner telephone the undersigned Patent Agent at (312) 775-8093.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to the deposit account of McAndrews, Held & Malloy, Ltd., Account No. 13-0017.

A Notice of Allowability is courteously solicited.

Respectfully submitted,

Date: February 24, 2011

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